

**MINUTES**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**TUESDAY, JULY 23, 2002**  
**COUNTY COMMISSIONERS CHAMBERS, ROOM 112**  
**FIRST FLOOR, COUNTY-CITY BUILDING**  
**1:30 P.M.**

Commissioners Present: Bob Workman, Chair  
Kathy Campbell  
Larry Hudkins  
Ray Stevens

Commissioners Absent: Bernie Heier, Vice Chair

Others Present: Kerry Eagan, Chief Administrative Aide  
David Johnson, Deputy County Attorney  
Bruce Medcalf, County Clerk  
Trish Owen, Deputy County Clerk  
Gwen Thorpe, Deputy Chief Administrative Officer

The Board of Commissioners meeting was convened at 1:30 p.m.

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, July 16, 2002. (A copy of these minutes is on file in the office of the Lancaster County Clerk.)

**MOTION:** Hudkins moved and Stevens seconded approval of the minutes of the Board of Commissioners meeting dated July 16, 2002. Campbell, Hudkins, Workman and Stevens voted aye. Motion carried.

- 2) **PUBLIC COMMENT:**

There was no public comment and the meeting proceeded as planned.

- 3) **CLAIMS:** Approval of all claims processed through Tuesday, July 23, 2002.

**MOTION:** Campbell moved and Stevens seconded approval of all claims processed through Tuesday, July 23, 2002. Stevens, Workman, Campbell and Hudkins voted aye. Motion carried.

4) **PUBLIC HEARINGS:** (Those individuals wishing to testify will be sworn in.)

**A. Inclusion of territory located within the incorporated limits of the Village of Raymond within the boundaries of the Raymond Rural Fire Protection District, as permitted by Neb. Rev. Stat., §§ 35-530 to 35-536 as amended. (A map showing the corporate boundaries of the Village of Raymond is on file in the County Clerk's Office.)**

Commissioner Workman opened the public hearing and asked if anyone wished to testify in favor, in opposition or in a neutral position to the inclusion of territory.

David Johnson, Deputy County Attorney, appeared and explained that the County Clerk's Office received a letter from the Raymond Village Clerk on June 7, 2002. Included with the letter was a joint resolution with the Raymond Rural Fire Protection District and the Village of Raymond requesting the incorporation of the Village of Raymond into the fire protection district. Also attached to the letter and resolution was Exhibit "A" which outlined the boundaries of the fire district. Johnson stated that Nebraska Revised Statutes require the County Board to hold a public hearing, to review the boundaries and either approve or deny the request by resolution.

Offered and marked for the record was a copy of the letter from the Raymond Village Clerk along with a copy of the joint resolution and map outlining the boundaries of the fire district (Exhibit 1).

Commissioner Workman asked if anyone else wished to testify.

No one appeared and the public hearing was closed.

**MOTION:** Hudkins moved and Campbell seconded to direct the County Attorney's Office to draft a resolution approving the inclusion of territory located within the incorporated limits of the Village of Raymond within the boundaries of the Raymond Rural Fire Protection District as permitted by Neb. Rev. Stat., §§35-530 to 35-536 as amended. Workman, Hudkins, Campbell and Stevens voted aye. Motion carried.

5) **NEW BUSINESS:**

- A. An application for a Special Designated License from Ken's Liquor, Inc. to hold a wedding reception on Saturday, August 10, 2002 from 4 p.m. to 1 a.m. at Country Pines located at 6305 West Adams Street.**

**MOTION:** Campbell moved and Stevens seconded approval of an application for a Special Designated License from Ken's Liquor, Inc. to hold a wedding reception on August 10, 2002 from 4 p.m. to 1 a.m. at Country Pines located at 6305 West Adams Street. Hudkins, Stevens, Workman and Campbell voted aye. Motion carried.

- B. An agreement with Wedgewood Medical Associates, P.C. for medical services for individuals incarcerated at Lancaster County Corrections. The County shall pay \$2,530 per month for general medical services, \$95 for tuberculosis tests where appointment time is used and \$150 per hour for a physician and \$75 per hour for a physician's assistant to provide assistance to the County in legal proceedings. The agreement shall be for two years from the date it is fully executed. (C-02-0318)**

**MOTION:** Campbell moved and Stevens seconded approval of an agreement with Wedgewood Medical Associates, P.C. for medical services for individuals incarcerated at Lancaster County Corrections. Stevens, Workman, Campbell and Hudkins voted aye. Motion carried.

- C. An agreement with Lois J. Targoff to organize families into a family organization which will participate in the Families First and Foremost Project, beginning July 1, 2002 and ending September 30, 2002. The County will pay \$19.80 an hour for up to 30 hours a week. (C-02-0335)**

At the request of the County Attorney's Office this item was held.

5) **NEW BUSINESS CONTINUED:**

- D. An interlocal agreement with Douglas County to have access and use its case management system and source code to create a program for the Lancaster County Juvenile Drug Court. The County will provide Douglas County with any improvements to the program. (C-02-0336)**

David Johnson, Deputy County Attorney, appeared and explained that the County is obtaining a source code from Douglas County. He further stated that Analysis International, the company which set up the case management system for Douglas County, would do the same for Lancaster County.

**MOTION:** Campbell moved and Stevens seconded approval of an interlocal agreement with Douglas County to have access and use its case management system and source code to create a program for the Lancaster County Juvenile Drug Court. The County will provide Douglas County with any improvements to the program. Campbell, Stevens, Workman and Hudkins voted aye. Motion carried.

- E. An amendment to an agreement with Saint Monica's Substance Abuse Treatment for Women for intensive outpatient/day treatment substance abuse services to adult females. The amendment provides for automatic renewal and a cap on the County's payment for treatment services at \$15,000. (C-02-0317)**

**MOTION:** Campbell moved and Hudkins seconded approval of an amendment to an agreement with Saint Monica's Substance Abuse Treatment for Women for intensive outpatient/day treatment substance abuse services to adult females. The amendment provides for automatic renewal and a cap on the County's payment for treatment services at \$15,000.

In response to a question asked by Commissioner Stevens, Johnson explained that the County would be paying \$3,000 for the services of the team member who attends the drug court meetings. He also explained that \$450 would be paid by the County per individual treated, however, that would apply only when all other resources have been exhausted. The \$450 per individual would be capped at \$15,000.

**ROLL CALL:** Workman, Stevens, Campbell and Hudkins voted aye. Motion carried.

5) **NEW BUSINESS CONTINUED:**

**F. A resolution in the matter of certifying compliance with federal-aid procedures for the "soft-match" bridge replacement program. (R-02-0078)**

**MOTION:** Campbell moved and Stevens seconded approval of Resolution 02-0078 in the matter of certifying compliance with federal-aid procedures for the "soft-match" bridge replacement program. Stevens, Hudkins, Workman and Campbell voted aye. Motion carried.

**G. Joint Budget Committee recommendations, in the amount of \$529,250 for the City of Lincoln and \$1,485,125 for the County, for a total allocation of \$2,014,375.**

**MOTION:** Campbell moved and Hudkins seconded approval of the Joint Budget Committee recommendations, with the exception of the Lincoln Action Program Rural contract, in the amount of \$36,395.

Commissioner Campbell explained that the County Board feels the focus of the rural program should be changed somewhat and that some of the duties under the contract should be assigned in-house given the budget considerations.

Commissioner Stevens stated that the total of 1.4 million dollars represents a 2.7 percent increase which is below what other County departments were requested to strive for in their budget requests.

Commissioner Campbell commented that the City and County have worked to provide a human services plan for the future and that the award of funds reflects the needs assessment of the community. She added that the agencies also enhance existing County agencies/services, noting that if funding was not provided it would create a greater strain on existing County services.

**ROLL CALL:** Workman, Campbell, Hudkins and Stevens voted aye. Motion carried.

5) **NEW BUSINESS CONTINUED:**

**H. A renewal application for public officials and employment liability insurance through Coregis for the period of September 30, 2002 through September 30, 2003.**

**MOTION:** Campbell moved and Stevens seconded approval of the renewal application for public officials and employment liability insurance through Coregis for the period of September 30, 2002 through September 30, 2003. Hudkins, Workman, Campbell and Stevens voted aye. Motion carried.

**I. Appointment of Michelle Miklos, Holly Ha Le, Dean Settle, Danelle Reed and Bill Janike to the Juvenile Detention Center Advisory Committee for two year terms, beginning October 1, 2002.**

The County Attorney's Office requested the item be held.

**J. Authorization of the County Board Chair to sign a letter to Nebraska Finance Authority expressing the County's intent to proceed with a bond issue for Plastic Companies Enterprises, Inc.**

**MOTION:** Campbell moved and Stevens seconded approval of authorization of the County Board Chair to sign a letter to Nebraska Finance Authority expressing the County's intent to proceed with a bond issue for Plastic Companies Enterprises, Inc. Hudkins, Campbell, Stevens and Workman voted aye. Motion carried.

6) **CONSENT ITEMS:** These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

**A. Receive and Place on File:**

1. Sheriff's Report of Fees for June, 2002.
2. Region V Systems Annual Report.

**B. A resolution in the matter of County Special Permit Number 194, Stevens Creek Estates Community Unit Plan, requested by Gerry and Dianne Krieser, consisting of four single acreage lots on property generally located at 190<sup>th</sup> Street and Havelock Avenue in Lancaster County, Nebraska. (R-02-0079)**

6) CONSENT ITEMS CONTINUED:

- C. A resolution in the matter of County Preliminary Plat Number 02010, Stevens Creek Estates, requested by Gerry and Dianne Krieser, consisting of four single family acreage lots on property generally located at 190<sup>th</sup> Street and Havelock Avenue in Lancaster County, Nebraska. (R-02-0080)
- D. A resolution authorizing the following traffic signs in Lancaster County, Nebraska: (R-02-0077)
- ▶ Removal of the dirt road signs located on Rock Creek Road between North 84<sup>th</sup> Street and North 98<sup>th</sup> Street for eastbound and westbound traffic.
  - ▶ Installation of school warning signs on Second Street in Cheney, one west of the public school property for eastbound traffic and one east of the public school property for westbound traffic.
  - ▶ Replacement of a 23 ton weight limit sign on Bridge M-127, located on Northwest 98<sup>th</sup> Street south of West Holdrege Street, with a 20 ton weight limit sign.
- E. A right-of-entry agreement relating to road construction between the Lancaster County Engineering Department and Helen Hayes at 11711 Van Dorn Street; Project C55-J-409(1). (C-02-0319)
- F. Right-of-way contracts relating to culvert construction and road improvements between the Lancaster County Engineering Department and the following individuals:
- ▶ Madalyne, Dale and Earl Latshaw and Judith Auman, in the amount of \$85.60, south of Princeton Road on South 38<sup>th</sup> Street; Project C.P.-X-285. (culvert construction) (C-02-0320)
  - ▶ Maxine Mundt on West Panama Road west of Southwest 128<sup>th</sup> Street; Project C.P.V-112. This is a donation. (culvert construction) (C-02-0321)
  - ▶ Edna Bouma, in the amount of \$16.83, on South 110<sup>th</sup> Street 807 feet north of Olive Creek Road; Project C.P.Y-14. (culvert construction) (C-02-0326)
  - ▶ Marvin and Wendy Kempkes, in the amount of \$65, at 11100 South 120<sup>th</sup> Street; Project C55-QR-408(1). (road improvement) (C-02-0322)
  - ▶ Randall and Susan Hoover, in the total amount of \$1,504.12, at 11880 South 120<sup>th</sup> Street; Project C55-QR-408(1). (2 contracts) (road improvement) (C-02-0323 and C-02-0324)

6) CONSENT ITEMS CONTINUED:

- ▶ Brian and Jill Baker, in the amount of \$98, at 11080 South 120<sup>th</sup> Street; Project C55-QR-408(1). (road improvement) (C-02-0325)
- ▶ David and Karen Timmerman, in the total amount of \$581.50, in the southeast quadrant of the intersection at South 120<sup>th</sup> Street and Rokeby Road; Project C55-QR-408(1). (2 contracts) (road improvement) (C-02-0327 and C-02-0328)
- ▶ Lisa K. Grove and Kevin W. Chipps, in the amount of \$260, at 11200 South 120<sup>th</sup> Street; Project C55-QR-408(1). (road improvement) (C-02-0329)
- ▶ Jim Green, in the total amount of \$18,955.50, in the southeast quadrant of the intersection at 120<sup>th</sup> Street and Rokeby Road; Project C55-QR-408(1). (3 contracts). (road improvement) (road improvement) (C-02-0330 through C-02-0332)
- ▶ Eunice Green, in the total amount of \$5,546, in the southeast quadrant of the intersection at 120<sup>th</sup> Street and Rokeby Road; Project C55-QR-408(1). (road improvement) (2 contracts) (C-02-0333 and C-02-0334)

**MOTION:** Campbell moved and Stevens seconded approval of the Consent Items. Campbell, Hudkins, Workman and Stevens voted aye. Motion carried.

7) ADJOURNMENT:

**MOTION:** Campbell moved and Stevens seconded adjournment of the Board of Commissioners meeting at 1:55 p.m. Campbell, Stevens, Hudkins and Workman voted aye. Motion carried.

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Bruce Medcalf  
County Clerk

**MINUTES  
LANCASTER COUNTY BOARD OF EQUALIZATION  
TUESDAY, JULY 23, 2002  
COUNTY COMMISSIONERS CHAMBERS, ROOM 112  
FIRST FLOOR, COUNTY-CITY BUILDING  
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS  
MEETING**

Commissioners Present: Bob Workman, Chair  
Kathy Campbell  
Larry Hudkins  
Ray Stevens

Commissioners Absent: Bernie Heier, Vice Chair

Others Present: Kerry Eagan, Chief Administrative Officer  
Scott Gaines, Chief Administrative Deputy Assessor  
David Johnson, Deputy County Attorney  
Bruce Medcalf, County Clerk  
Trish Owen, Deputy County Clerk  
Gwen Thorpe, Deputy Chief Administrative Officer

The Board of Equalization was convened at 1:55 p.m.

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, July 16, 2002. (A copy of these minutes is on file in the office of the Lancaster County Clerk.)

**MOTION:** Campbell moved and Stevens seconded approval of the minutes of the Board of Equalization meeting dated July 16, 2002. Campbell, Hudkins, Workman and Stevens voted aye. Motion carried.

- 2) **PUBLIC COMMENT:**

There was no public comment and the meeting proceeded as planned.

- 3) **ADDITIONS AND DEDUCTIONS:**

**Approval of 131 additions and deductions to the tax assessment rolls per Exhibit A.**

**MOTION:** Campbell moved and Stevens seconded approval of the additions and deductions to the tax assessment rolls. Stevens, Workman, Campbell and Hudkins voted aye. Motion carried.

4) **MOTOR VEHICLE TAX EXEMPTIONS:**

Christian Heritage  
Dialysis Center of Lincoln, Inc.  
Fellowship Baptist Church  
Martin Luther Homes of Nebraska, Inc.  
Sister of Mary Queen of Mercy  
Vital Services

**MOTION:** Campbell moved and Stevens seconded approval of motor vehicle tax exemptions. Workman, Hudkins, Campbell and Stevens voted aye. Motion carried.

5) **REQUEST FOR WAIVER ON FAILURE TO FILE EXEMPTION:**

**A request from Christian Retirement Homes, Inc. for a waiver regarding their failure to file an exemption application on or before December 31, 2001 for the calendar year 2002. (Parcel I.D. #'s 16-03-435-012-000 and 17-28-212-023-000)**

Robert Chitwood, Executive Director of Christian Retirement Homes, Inc., appeared and explained that their appeal wasn't filed earlier because of the March 15, 2002 decision by the Nebraska Supreme Court regarding Cambridge Court located in Buffalo County, Nebraska. He stated the Supreme Court ruled that Cambridge Court should be exempt from property taxes.

Commissioner Campbell suggested that the County Assessor's Office and the County Attorney's Office review the letter submitted to the Board of Equalization (Exhibit 1).

**MOTION:** Campbell moved and Stevens seconded to hold the request for one week to allow the County Assessor and the County Attorney to review the request from Christian Retirement Homes, Inc. as it pertains to a waiver regarding their failure to file an exemption application on or before December 31, 2001 for the calendar year 2002. Hudkins, Stevens, Workman and Campbell voted aye. Motion carried.

6) **ADJOURNMENT:**

**MOTION:** Campbell moved and Stevens seconded adjournment of the Board of Equalization at 2:08 p.m. Stevens, Workman, Campbell and Hudkins voted aye. Motion carried.

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Bruce Medcalf  
County Clerk